

Permit No.70927

CORRECTED PERMIT

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee: F. M. FULSTONE, INC
Source: UNDERGROUND
Basin: SMITH VALLEY
Manner of Use: IRRIGATION
Period of Use: MARCH 15TH THROUGH OCTOBER 31ST
Priority Date: 03/25/1948

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 12372, Certificate 3667, is issued subject to the terms and conditions imposed in said Permit 12372, Certificate 3667, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permit 19734, Certificate 6434 and Permit 70927 shall not exceed 2,413.60 acre-feet per year.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.22 cubic feet per second or 100.8 acre-feet per season, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

May 1, 2007

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

May 1, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of September, 2012


State Engineer

Completion of work filed March 1, 2007

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

CORRECTED BOOK RECORD ONLY**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office MAR 04 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUL 11 1961 under 19734

The applicant **F. M. Fulstone Inc.** hereby make application for permission to change the **Pt. of Diversion & Manner of Use** of water heretofore appropriated under **Application No. 12372 Certificate Record No. 3667 Book 11 Pg. 3667**

1. The source of water is **underground**
2. The amount of water to be changed **0.22 cfs 100.8 afa**
3. The water to be used for **irrigation**
4. The water heretofore permitted for **irrigation**
5. The water is to be diverted at the following point **SW¼ NE¼ Sec. 2, T.10N., R.23E., M.D.B.&M. or at a point from which the N¼ corner of said Section 2, bears N 6° 34' W a distance of 2013.20 feet.**
6. The existing permitted point of diversion is located within **SW¼ NE¼ Section 35, T.11N., R.23E., M.D.B. and M. or at a point from which the N¼ corner of Section 2, T.10N., R.23E., bears S 14° 22' W a distance of 3,482.1 feet**
7. Proposed place of use **same as existing**
8. Existing place of use **38.00 acres in NW¼ NW¼, 37.0 acres in SW¼ NW¼, 40.0 acres NE¼ NW¼, 35.0 acres SE¼ NW¼, 16.0 acres NW¼ NE¼, 3.0 acres SW¼ NE¼ 169 Total Sec. 35 T.11N., R.23E., M.D.B. and M.**
9. Use will be from **Jan. 1 to Dec. 31** of each year.
10. Use was permitted from **March 15 to Oct. 31** of each year.
11. Description of proposed works **Existing well under Permit 19734 SW¼ NE¼ Section 2, T.N., R.23E., M.D.B.&M. or at a point from which the N¼ corner of said Section 2 bears N 6° 34' W a distance of 2,013.20 feet**
12. Estimated cost of works **-0-**
13. Estimated time required to construct works **-0-**
14. Estimated time required to complete the application of water to beneficial use **3 years**
15. Remarks:

By **FM Fulstone Inc.**
s/ **Richard M. Fulstone**
PO Box 34
Smith, NV 89430

Compare llb

Protested _____

See Corrected Book Record

NO. 70927

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 04 2004

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1. The source of water is **underground**
2. The amount of water to be changed **0.22 cfs 100.8 afa**
3. The water to be used for **irrigation**
4. The water heretofore permitted for **irrigation**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 2, T.10N., R.23E., M.D.B.&M. or at a point from which the N $\frac{1}{4}$ corner of said Section 2, bears N 6° 34' W a distance of 2013.20 feet.**
6. The existing permitted point of diversion is located within **SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35, T.11N., R.23E., M.D.B. and M. or at a point from which the N $\frac{1}{4}$ corner of Section 2, T.10N., R.23E., bears S 14° 22' W a distance of 3,482.1 feet**
7. Proposed place of use **same as existing**
8. Existing place of use **38.00 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, 16.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 40° acres NE $\frac{1}{4}$ NW $\frac{1}{4}$, 35.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$, 16.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$, 3.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$ 169 Total Sec. 35 T.11N., R.23E., M.D.B. and M.**
9. Use will be from **Jan. 1 to Dec. 31** of each year.
10. Use was permitted from **March 15 to Oct. 31** of each year.
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12. Estimated cost of works **-0-**
13. Estimated time required to construct works **-0-**
14. Estimated time required to complete the application of water to beneficial use **3 years**
15. Remarks:

By **FM Fulstone Inc.**
s/ **Richard M. Fulstone**
PO Box 34
Smith, NV 89430

Compare gkl/cmf lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

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This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permit 19372, Certificate 6434 and Permit 70927 shall not exceed 2,514.40 acre-feet per year.

(CONTINUED ON PAGE 3)

See Corrected Permit

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.22 cubic feet per second, or 100.8 acre-feet per season, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 31, 2007

Proof of completion of work shall be filed on or before:

May 1, 2007

Water must be placed to beneficial use on or before:

March 31, 2009

Proof of the application of water to beneficial use shall be filed on or before:

May 1, 2009

Map in support of proof of beneficial use shall be filed on or before:

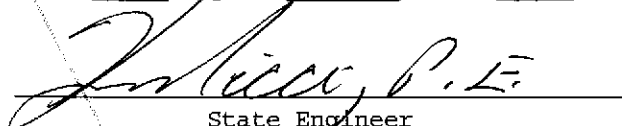
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 31st day of March, A.D. 2006


State Engineer

MAR 01 2007

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____